

1 should say, he should not be adjudged guilty or shall be
2 adjudged guilty. It leaves me up in the air. It may be in
3 order, but I am confused by it.

4 THE CHAIRMAN: The point may be well taken,
5 although it is not an objection to the amendment.

6 Delegate Henderson, did you follow the point made
7 by Delegate Johnson?

8 DELEGATE HENDERSON: Mr. Chairman, it seems to
9 me perhaps we could simplify this if we leave the word
10 "twelve" in the amendment at this time and modify my amend-
11 ment by striking out, not less than six, leaving in, upon
12 a verdict of not less than five-sixths as prescribed by law.

13 Five-sixths of twelve would be the ten out of the
14 twelve who could give the verdict, so it seems to me that
15 that would be sufficient for my part.

16 THE CHAIRMAN: That would not meet Delegate
17 Johnson's point.

18 Delegate Johnson's point is that the section,
19 the last clause of the section, with your amendment in
20 either its present or modified form, would read as follows
21 in the present form, and to have a speedy and public trial